

Kathleen Sullivan (SBN 242261)  
kathleensullivan@quinnmanuel.com  
QUINN EMANUEL URQUHART &  
SULLIVAN LLP  
51 Madison Avenue, 22<sup>nd</sup> Floor  
New York, NY 10010  
Telephone: (212) 849-7000  
Facsimile: (212) 849-7100

Sean S. Pak (SBN 219032)  
seanpak@quinnmanuel.com  
John M. Neukom (SBN 275887)  
johnneukom@quinnmanuel.com.  
QUINN EMANUEL URQUHART &  
SULLIVAN LLP  
50 California Street, 22<sup>nd</sup> Floor  
San Francisco, CA 94111  
Telephone: (415) 875-6600  
Facsimile: (415) 875-6700

Mark Tung (SBN 245782)  
marktung@quinnmanuel.com  
QUINN EMANUEL URQUHART &  
SULLIVAN LLP  
555 Twin Dolphin Drive, 5<sup>th</sup> Floor  
Redwood Shores, CA 94065  
Telephone: (650) 801-5000  
Facsimile: (650) 801-5100

Steven Cherny (*admission pro hac vice pending*)  
steven.cherny@kirkland.com  
KIRKLAND & ELLIS LLP  
601 Lexington Avenue  
New York, New York 10022  
Telephone: (212) 446-4800  
Facsimile: (212) 446-4900

Adam R. Alper (SBN 196834)  
adam.alper@kirkland.com  
KIRKLAND & ELLIS LLP  
555 California Street  
San Francisco, California 94104  
Telephone: (415) 439-1400  
Facsimile: (415) 439-1500

Michael W. De Vries (SBN 211001)  
michael.devries@kirkland.com  
KIRKLAND & ELLIS LLP  
333 South Hope Street  
Los Angeles, California 90071  
Telephone: (213) 680-8400  
Facsimile: (213) 680-8500

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16 *Attorneys for Plaintiff Cisco Systems, Inc.*

17  
18 **UNITED STATES DISTRICT COURT**

19 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

20  
21 CISCO SYSTEMS, INC.,

22 Plaintiff,

23 vs.

24 ARISTA NETWORKS, INC.,

25 Defendant.

26 CASE NO. 5:14-cv-5344-BLF

27  
28 **DECLARATION OF MARK TUNG IN  
SUPPORT OF PLAINTIFF CISCO  
SYSTEMS, INC.'S REPLY CLAIM  
CONSTRUCTION  
BRIEF**

I, Mark Tung, hereby declare as follows:

1. I am Of Counsel at Quinn Emanuel Urquhart & Sullivan, LLP, counsel for Plaintiff Cisco Systems, Inc. I submit this declaration in support of the Cisco’s Reply Claim Construction Brief. I have personal knowledge of the following facts, and would competently testify to them if called upon to do so.

2. Attached hereto as Exhibit 9 is a true and correct copy of excerpts of the deposition of Jeffrey Wheeler, taken November 12, 2015.

3. Attached hereto as Exhibit 10 is a true and correct copy of excerpts of the deposition of Kevin Almeroth, taken November 23, 2015.

I declare under penalty of perjury that the foregoing is true and correct. Executed on December 21, 2015, in Redwood Shores, California.

By /s Mark Tung  
Mark Tung

## ATTESTATION

I, Sean S. Pak, am the ECF user whose userid and password authorized the filing of this document. Under Civil L.R. 5-1(i)(3), I attest that Mark Tung has concurred in this filing.

DATED: December 21,  
2015

/s Sean S. Pak  
Sean S. Pak